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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

CARMEN POWELL Plaintiff, v. CITY OF CHULA VISTA; CHULA VISTA POLICE DEPARTMENT; DET. RUTH HINZMAN; AGT. ANDERSON; AGT. OYOS; SGT. CERVANTES; AND PERSON ENTITIES UNKNOWN; COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY PROTECTIVE SERVICES WORKERS; JULIE SMITH; NADIA NAJORS; MEGAN PETFINGER; REBECCA SLADE AND PERSONS AND ENTITIES UNKNOWN; CHILDREN'S HOSPITAL; DIANA CHASE, NURSE; DEBRA DAVIES, LCSW, Defendants.	Case No. 07 CV 1836 JAH (JMA) Honorable John A. Houston Courtroom 11 **DEMAND FOR JURY TRIAL**

Defendants RADY CHILDREN'S HOSPITAL SAN DIEGO (erroneously sued as CHILDREN'S HOSPITAL), and DIANA CHASE hereby demand trial by jury in this action.

Dated: January 18, 2008

LEWIS, BRISBOIS, BISGAARD & SMITH

by: /S/ Rita R. Kanno
Marilyn R. Moriarty
Rita R. Kanno
Attorneys for Defendants RCHSD, and Diana Chase

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COURT USE ONLY

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA
880 FRONT STREET, SAN DIEGO, CALIFORNIA 92101

PLAINTIFF(S)PETITIONER(S) CARMEN POWELL

DEFENDANT(S)/RESPONDENT(S) CITY OF CHULA VISTA, et al.

CASE NUMBER:
07 CV 1836 JAH (JMA)

PROOF OF SERVICE

HONORABLE JOHN A. HOUSTON
COURTROOM 11

I, the undersigned, declare that: I am over the age of 18 years and not a party to the case; I am employed in, or am a resident of the County of San Diego, California, where the mailing occurs; and my business address is 550 West "C" Street, Suite 800, San Diego, California. On this date, January 18, 2008, I served documents via the United States District Court for the Southern District of California's Electronic Case Filing system described as follows:

1. **DEFENDANTS', RADY CHILDREN'S HOSPITAL SAN DIEGO'S (ERRONEOUSLY SUED HEREIN AS CHILDREN'S HOSPITAL), AND DIANA CHASE, N.P. NOTICE OF MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)**

2. **DEFENDANTS RADY CHILDREN'S HOSPITAL SAN DIEGO'S (ERRONEOUSLY SUED AS CHILDREN'S HOSPITAL), AND DIANA CHASE'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO DISMISS PLAINTIFF'S COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)**

3. **NOTICE OF JOINDER AND JOINDER OF DEFENDANTS', RADY CHILDREN'S HOSPITAL SAN DIEGO'S ERRONEOUSLY SUED HEREIN AS CHILDREN'S HOSPITAL, AND DIANA CHASE, N.P. TO DEFENDANT JULIE SMITH'S MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(6)**

4. **DEMAND FOR JURY TRIAL**

on designated recipients (as currently maintained as of the date and time of this filing on the United States District Court for the Southern District of California's Electronic Case Filing system) through electronic transmission through the United States District Court for the Southern District of California's Electronic Case Filing system. Upon completion of said transmission of said documents, a certified receipt is issued to filing party acknowledging receipt by the United States District Court for the Southern District of California's Electronic Case Filing system. Once the United States District Court for the Southern District of California's Electronic Case

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[X] **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the State of California that the above is true and correct and this document was printed on recycled paper.

Dated: January 18, 2008

/s/
KATHIE RICHMOND